DRINKER BIDDLE & REATH LLP A Delaware Limited Liability Partnership 500 Campus Drive Florham Park, New Jersey 07932-1047 (973) 360-1100 Attorneys for Defendants Ortho-McNeil-Janssen Pharmaceuticals, Inc. (f/k/a Janssen Pharmaceutica Inc.) and Johnson & Johnson

FILED

JUN 13 2008

Judge Jamie D. Happas

IN RE: RISPERDAL/SEROQUEL/ ZYPREXA LITIGATION SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY

CASE NO. 274

THIS ORDER APPLIES TO: Edge v. Johnson & Johnson, et al., Docket No. MID-L-1810-06

CIVIL ACTION

ORDER

RETURN DATE: June 13, 2008

THIS MATTER having been brought before the Court by Drinker Biddle & Reath LLP, attorneys for Defendants Ortho-McNeil-Janssen Pharmaceuticals, Inc. (f/k/a Janssen Pharmaceutica Inc.)<sup>1</sup> and Johnson & Johnson, to dismiss Plaintiff's Complaint for failure to serve a Long Form Plaintiff Fact Sheet pursuant to Case Management Order No. 4A ("CMO 4A"), § III. D-E; such dismissals being authorized by CMO 4A; the Court having considered the papers submitted; and the Court having heard the arguments of counsel, if any; and for good cause shown;

IT IS ON THIS 13 to day of June, 2008;

<sup>&</sup>lt;sup>1</sup> Janssen L.P. has been canceled.

**ORDERED** that Defendants' motion is hereby **GRANTED** and that the above-captioned Complaint is **DISMISSED** without prejudice against Ortho-McNeil-Janssen Pharmaceuticals, Inc. and Johnson & Johnson, who were erroneously designated in the Complaint as Janssen Pharmaceutica, Inc., Janssen Pharmaceutica, L.P., and Johnson & Johnson Company pursuant to CMO 4A; and it is further

**ORDERED** that, in the event that plaintiff fails to vacate this Order on or before September 12, 2008, Defendants may move for an Order of Dismissal with prejudice pursuant to the procedure set forth in <u>R.</u> 4:23-5(a)(2); and it is further

ORDERED that a signed copy of this Order be served on all counsel within days of the date hereof.

Jamie D. Happas, J.S.C.

Unopposed

\_\_\_\_ Opposed

Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R.1:6-2, it therefore will be granted essentially for the reasons set forth in the moving papers.